

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

MUR 5971

Mary Jennifer Adams )

## GENERAL COUNSEL'S REPORT #2

**I. ACTIONS RECOMMENDED**

Accept the attached signed conciliation agreement and close the file.

**II. BACKGROUND**

The Federal Election Commission ("Commission") previously found reason to believe that Mary Jennifer Adams, the former Assistant Treasurer of Lindsey Graham for Senate ("Committee"), knowingly and willfully violated 2 U.S.C. §§ 432(b) and (c), 434(b) and 439a by commingling Committee funds with her personal funds, failing to properly track all disbursements, failing to accurately report all receipts and disbursements in the Committee's disclosure reports filed with the Commission, and converting Committee funds to her own personal use. The Commission authorized entering into pre-probable cause conciliation with Adams

At the time the Commission authorized pre-probable cause conciliation with Adams, she had been indicted in Oconee County, South Carolina, on state criminal charges related to the embezzlement of Committee funds. The indictment included five counts of Breach of Trust with Fraudulent Intent and one count of Financial Identity

Fraud, in violation of S.C. Code Ann. §§ 16-13-230 and 16-13-510. Adams has since  
pled guilty to those charges and has been sentenced to 10 years incarceration, with all but  
18 months suspended, and a period of 5 years probation supervision. See Letter from  
Counsel dated November 19, 2008. The criminal court also ordered her to pay restitution  
to the Committee in the amount of \$280,688.84. *Id.*

**III. DISCUSSION**

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14           **Given the circumstances presented by Adams' financial condition and her**  
15   **conviction on related criminal charges, we recommend that the Commission accept the**  
16   **signed conciliation agreement in which Respondent Mary Jennifer Adams admits to**  
17   **knowing and willful violations of 2 U.S.C. §§ 432(b) and (c), 434(b) and 439a, along**  
18   **with the \_\_\_\_\_ civil penalty of \$2,500, and close the file.**

**IV. RECOMMENDATIONS**

1. Accept the attached Conciliation Agreement with Mary Jennifer Adams;
2. Close the file; and
3. Approve the appropriate letters.

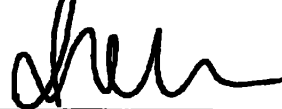
Thomasenia P. Duncan  
General Counsel

Date 2/27/09

BY:



Peter G. Blumberg  
Assistant General Counsel



Ana J. Peña-Wallace  
Acting Assistant General Counsel

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